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| Illinois Commerce Commission | : | |
| Plaintiff | : | |
| v. | : | |
| A. Kelley's Garage, Inc., d/b/a Kelley's Truck Center, Dennis E. Schwartz, and | : | |
| John W. Verdino | : | |
| Respondents | : | C-RTV-25 |
| Complaint alleging illegal payment to property agent in violation of 92 Illinois | : | |
| Administrative Code Section 1710.48(a) and aiding and abetting in violation of | : | |
| Illinois Compiled Statutes 5/18c-4104(1)(l) | : | |

| <u>DATE</u> | <u>ACTION</u> | <u>JUDGE</u> <u>TATE</u> Cole | <u>STAFF</u> Collins |
|-------------|---|-------------------------------------|-------------------------|
| 03/09/2004 | COMPLAINT filed by Illinois Commerce Commission vs. A. Kelley's Garage, Inc. dba Kelley's Truck Center (160 RTV-R) alleging illegal payment to property agent in violation of 92 Illinois Administrative Code Section 1710.48(a) and aiding and abetting in violation of ILCS 5/18c-4104(1)(l). | | |
| 03/12/2004 | Copy of the Complaint and cover letter served to all parties of record via U.S. Mail. | | |
| 03/29/2004 | FILED: REQUEST FOR ADMISSION OF GENUINENESS OF DOCUMENTS AND REQUEST FOR ADMISSION OF FACT by SAAG Diana G. Collins. Return Service via Interoffice mail. | | |
| 04/01/2004 | HEARING set in Chicago on April 22, 2004 at 9:00 a.m. Notice served this date to all parties of record. | | |
| 04/27/2004 | HEARING continued in Chicago on July 20, 2004 at 10:00 a.m. Notice served this date to all parties of record. | | |
| 04/28/2004 | CORRECTED Notice of Hearing served this date on all parties of record via U.S. Mail. | | |
| 05/24/2004 | Filed: Answer to Complaint by Atty. Thomas M. Battista, on behalf of Respondents, namely, A. Kelley's Garage, Inc. dba Kelley's Truck Center, and Dennis E. Schwartz and John W. Verdino. Forwarded to REX. | | |
| 08/04/2004 | Notice of Continuance of Hearing to be held December 1 and 2, 2004 in Chicago at 10:00 a.m. served on all Parties of Record. | | |
| 08/24/2004 | FILED: Motion to Sever and Re-Schedule Hearing, and Notice of Appearance by Atty Rory K. McGinty, forwarded to REX. | | |
| 09/07/2004 | FILED: Objection and Request for Hearing by Atty. Thomas M. Battista on behalf of A. Kelley's Garage and Dennis Schwartz. | | |
| 09/07/2004 | Received from Atty. McGinty a letter apologizing for omitting Mr. Rothschild name from the service list. Forwarded to REX. | | |
| 10/06/2004 | HEARING forwarded in Chicago on October 13, 2004 at 10:00 a.m. Notice served on this date on all Parties of Record via U.S. Mail. | | |
| 01/10/2005 | Notice that Commission Staff's motion of December 17, 2004 for continuance of the evidentiary hearing scheduled for January 18, 2005 is granted. | | |
| 01/10/2005 | Hearing continued in Chicago on February 23, 2005, February 24, 2005 and February 25, 2005 at 9:00 a.m. each day. Notice served on this date to all Parties of Record via | | |

U.S. mail.

01/18/2005 Hearing rescheduled in Chicago on February 23, 2005 from 9:00 a.m. to 12:00 p.m. The hearing will resume in Chicago on February 24, 2005 at 9:00 a.m. Notice served this date to all Parties of Record via U.S. and interoffice mail.

02/03/2005 Notice of ALJ Ruling Granting, without objection, Commission Staff's oral motion for continuance of the evidentiary hearing scheduled on January 18, 2005 through January 20, 2005, for Docket No. C-RTV-24 and C-RTV-25. Pending Commission action on Petitioner Area Towing, Inc.'s motion to dismiss Docket No. C-RTV-24, Docket C-RTV-24 and Docket No. C-RTV-25 are severed for purposes of hearing and final order. The evidentiary hearing in this matter shall commence in Chicago on February 23, 2005 at 9:30 a.m. to 12:30 p.m., and shall continue on February 24, 2005 in Chicago at 9:30 a.m., served this date to all Parties of Record via U.S. and interoffice mail.

03/21/2005 Filed: Agreed Motion to Dismiss as to A. Kelley's Garage, Inc. dba Kelley's Truck Center and Dennis E. Schwartz, by Diana Collins, forwarded to REX March 22, 2005.

06/30/2005 ENTERED: Commission Order dismissing Complaint against Respondents A. Kelley's Garage, Inc. dba Kelley's Truck Center and Dennis E. Schwartz, suspending RTV-0 2815 for ninety (90) days, commencing ten (10) days from the date of this Order and assessing a civil penalty of one thousand (1,000) dollars against respondent Dennis E. Schwartz to be paid within forty-five (45) days from the date of this Order.

08/26/2005 FILED: Staff's Motion to Dismiss by Diana G. Collins, SAAG. Return Service to Atty. Collins.

09/28/2005 ENTERED: Commission in Conference granted Staff's uncontested Motion to Dismiss the last remaining respondent, John Verdino, thereby closing this case. Notice served on all Parties of Record this date.

| Parties of Record | Date Added | Date Removed |
|--|------------|--------------|
| A. Kelley's Garage Inc. Dba Kelley's Truck Center 4825 West Lake St. Melrose Park, IL 60160 | 03/12/2004 | |
| Dennis E. Schwartz 2070 Cromwell Drive Wheaton, Illinois 60187 | 03/12/2004 | |
| John W. Verdino 2724 Scott Franklin Park, Illinois 60131 | 03/12/04 | |
| Thomas M. Battista Rock, Fusco & Garvey, Ltd. 350 N. LaSalle, Suite 900 Chicago, IL 60610 | 05/24/04 | |
| Mr. Donald S. Rothschild Goldstine, Skrodzki, Russian, Nemec & Hoff, Ltd. 835 McClintock Drive Burr Ridge, IL 60521 | 9/7/04 | |